

THE HONORABLE JOHN H. CHUN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JACINDA DORIAN, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

AMAZON WEB SERVICES, INC., a
Delaware corporation,

Defendant.

Case No. 2:22-cv-00269-JHC

**STIPULATED MOTION AND
ORDER TO EXTEND BRIEFING
SCHEDULE ON DEFENDANT'S
MOTION TO DISMISS AND STRIKE**

NOTE ON MOTION CALENDAR:
[May 31, 2022]

Pursuant to Local Civil Rule 7(d)(1) and 10(g), Plaintiff Jacinda Dorian and Defendant Amazon Web Services, Inc. jointly move to modify the briefing schedule relating to Defendant's Rule 12(b)(6) motion to dismiss and Rule 12(f) motion to strike class allegations (dkt. 21). The parties agree to stipulate to a briefing schedule, subject to the Court's approval, as proposed below.

BACKGROUND

1. Plaintiff filed this case on March 7, 2022. (Dkt. 1.)
2. After conferring with Defendant, Plaintiff agreed to a 45-day extension of Defendant's deadline to respond to Plaintiff's complaint, and Defendant filed an unopposed motion requesting such relief on March 23, 2022, which the Court granted. (Dkts. 14, 16.)
3. On May 16, 2022, Defendant filed a Rule 12(b)(6) motion to dismiss and Rule

12(f) motion to strike class allegations (“Defendant’s Motion”). (Dkt. 21). Under the default schedule set by the local rules, Plaintiff’s opposition is due June 6, 2022, and Defendant’s reply is due June 10, 2022.

4. After good faith discussions, the Parties have stipulated to a modified briefing schedule, subject to the Court’s approval, for Plaintiff’s opposition to, and Defendant’s reply in support of, Defendant’s Motion. The stipulated schedule provides both parties an additional thirty days to file their respective briefs.

5. The Parties submit that good cause exists to extend the briefing schedule given the complex issues raised in Defendant’s Motion, which includes arguments surrounding Illinois’ extraterritoriality doctrine, the U.S. Constitution’s Dormant Commerce Clause, and the Biometric Information Privacy Act’s exception for financial institutions subject to Title V of the Gramm-Leach-Bliley Act. Plaintiff requires additional time to consider Defendant’s arguments, and Defendant anticipates it will require additional time on reply. Further, counsel for both Parties have previously scheduled vacations during the Memorial Day weekend holiday and throughout the upcoming summer months.

STIPULATED BRIEFING SCHEDULE

Plaintiff and Defendant stipulate to the following briefing schedule:

Agreed Date	Deadline For:
July 6, 2022	Plaintiff’s Opposition to Defendant’s Motion
August 9, 2022	Defendant’s Reply in Support of Defendant’s Motion

Dated: May 31, 2022

Dated: May 31, 2022

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By: /s/ Ryan Spear

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18 *Pro hac vice admission pending

19 Attorneys for Plaintiff

20 **ORDER**

21 IT IS SO ORDERED.

22 DATED this 31st day of May, 2022.

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25 UNITED STATES DISTRICT JUDGE
26 JOHN H. CHUN
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